

No. 9/5/84-6Lab/5737. —In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Jai Hanuman Industries, ECE Nagar, Delhi Road, Sonapat.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 161 of 83

between

SHRI RAM BALAK, WORKMAN AND THE MANAGEMENT OF M/S JAI HANUMAN INDUSTRIES, ECE NAGAR, DELHI ROAD, SONEPAT.

Present :

Shri S. N. Solanki, A. R., for the workman.
None, for the respondent.

AWARD

In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute, to this Court, between Shri Ram Balak, workman and the management of M/s Jai Hanuman Industries, ECE Nagar, Delhi Road, Sonapat, for adjudication, —vide Labour Department Notification No. 49553-58, dated the 20th September, 1983 :—

Whether the termination of services of Shri Ram Balak was justified and in order ?
If not, to what relief is he entitled ?

On receipt of the order of reference, usual notices were issued to the parties. Before the respondent could file reply, the workman filed an application that he has settled his dispute amicably with the respondent-management. In that behalf Shri S. N. Solanki, authorised representative for the workman made a statement in the Court also. Since the workman has settled his claim with the management, no dispute survives to be gone into and as such this reference is answered and returned accordingly. There is no order as to cost.

Dated the 30th July, 1984.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak.

Endst. No. 161-83/278, dated the 6th August, 1984.

Forwarded (four copies), to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak

No. 9/5/84-6Lab/5738. —In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Soorajmull-Bajjnath Industries (P) Ltd., Industrial Area, Sonapat :—

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 167 of 83

between

SHRI JASWANT SINGH, WORKMAN AND THE MANAGEMENT OF M/s SOORAJMULL BAJJNATH INDUSTRIES (P) LTD., INDUSTRIAL AREA, SONEPAT.

Present :

Shri Bhadur Yadav, A. R., for the workman.
Shri Rajinder Singh, A. R., for the management.

AWARD

In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, to this Court, between Shri Jaswant Singh, workman and the management of M/s Soorajmull-Bajinath Industries (P) Ltd., Industrial Area, Sonapat, for adjudication, — vide Labour Department Notification No. ID/57868-73, dated 26th September, 1983 —

Whether the termination of services of Shri Jaswant Singh was justified and in order ?
If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. Before the respondent could file written statement, the parties alleged settlement. Authorised representatives for the workman Shri Bahadur Yadav made a statement that the workman has settled his claim with the management and as such he does not want to prosecute the reference.

In view of the settlement arrived at between the parties, I need not go into the controversy referred to this Court, so this reference is answered and returned accordingly. There is no order as to cost.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Dated the 30th July 1984.

Endst. No. 167-83/2749, dated 6th August, 1984.

Forwarded (four copies), to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-Lab/5749.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Hissar Textile Mills, Hissar.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT,
ROHTAK

Reference No. 212 of 83

between

SHRI RAM BABU, WORKMAN AND THE MANAGEMENT OF M/S HISSAR
TEXTILE MILLS, HISSAR

esent

Shri T. C. Gupta, for the workman.

Shri N. K. Garg, Law Officer, for the respondent.

AWARD

In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, to this Court, between Shri Ram Babu, workman and the management of M/s. Hissar Textile Mills, Hissar, for adjudication, — vide Labour Department Notification No. 58957-61 dated 10th October, 1983 —

Whether the termination of services of Shri Ram Babu was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties as usual. The parties appeared. Before the respondent could file reply, the workman filed an application in the Court that the applicant has submitted his resignation and he is not interested in the service of the management and that he has left the employment after receiving all his dues. In that behalf a statement has been made by the authorised representative of the workman Shri T. C. Gupta, which has been endorsed by Shri N. K. Garg, Law Officer of the respondent. So in terms of the settlement arrived at between the parties, no dispute remains for adjudication and as such this reference is answered and returned accordingly.

Dated the 30th July, 1984.

B. P. JINDAL,
Presiding Officer,
Labour Court,
Rohtak.

Endorsement No. 212-83/2750, dated the 6th August, 1984.

Forwarded (four copies), to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court,
Rohtak.

The 14th September, 1984

No. 9/3/84-6Lab/5921.—In pursuance of the provisions of section 17 of the Industrial Disputes Act 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s Oswal Steels, Plot No. 263, Sector 24, Faridabad.

BEFORE SHRI R.N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,
FARIDABAD

Reference No. 366/1983

between

SHRI RAMA NAND, WORKMAN AND THE MANAGEMENT OF M/S OSWAL STEELS,
PLOT NO. 263, SECTOR-24, FARIDABAD

Present :

Shri H. R. Dua, for the management.

None for the workman.

AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Rama Nand, workman and the management of M/s Oswal Steels, Plot No. 263, Sector-24, Faridabad, to this Tribunal, for adjudication :—

Whether the termination of service of Shri Rama Nand was justified and in order ? If not, to what relief is he entitled ?

Notices were issued to both the parties on 9th June, 1984 but none appeared on behalf of the workman in spite of service and as such *ex parte* proceedings were ordered against him. The Management examined Shri Kuldip Singh its Labour Officer who stated that the claimant never remained in employment of the respondent Management and he did not serve in their factory during the period 1979 to 1983 in any capacity and that his name did not find mention in any attendance register nor he was paid any wages by the respondent management. He further stated that there was no relationship of employee and employer between the claimant and the respondent. The testimony of

Shri Kuldip Singh, Labour Officer of the respondent-management shows that the claimant was not in service of the respondent-management during the period 1979 to 1983. Consequently, the workman is not entitled to any relief. The award is passed accordingly.

Dated the 13th August, 1984.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endst. No. 786, dated the 21st August, 1984.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9/5/84-6Lab/5922.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Subhadra Textiles, Sector 25, Ballabgarh :—

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,
FARIDABAD

Reference No. 320/1983

between

SHRI RAJA RAM, WORKMAN AND THE MANAGEMENT OF M/S SUBHADRA TEXTILES,
SECTOR 25, BALLABGARH

Present :

Shri R. L. Sharma, for the workman.

None for the Management.

AWARD

In exercise of powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Raja Ram, workman and the management of M/s Subhadra Textiles, Sector 25, Ballabgarh, to this Tribunal, for adjudication :—

Whether the termination of service of Shri Raja Ram was justified and in order? If not, to what relief is he entitled?

Notices were issued to both the parties. On 19th June, 1984, none appeared on behalf of the Management in spite of service and as such *ex parte* proceedings were ordered against the Management. Shri Raja Ram, claimant appeared as WW-1 and stated that he was employed in the respondent factory as Weaver but he was turned out by the Management on 19th January, 1983 when he was drawing Rs 520 per month including over time allowance and he further stated that he went to the factory but he was not allowed to enter inside the factory premises. He also stated that no charge-sheet was served upon him nor any enquiry was held by the management against him. He then stated that he had not received the wages from 1st January, 1983 to 19th January, 1983 and that no amount of compensation etc. had been paid to him. He further stated that the factory was still running and that he was still unemployed and that he be reinstated with full back wages.

The *ex parte* evidence of Shri Raja Ram, workman shows that the services of the claimant have been terminated by the management in violation of the provisions of Section 25 of the Industrial Disputes Act, 1947, as it is alleged that no amount of compensation etc. was paid to him.

nor wages for the period 1st January, 1983 to 19th January, 1983 have been given to him by the management and that no enquiry was held nor any charge-sheet was given to him before terminating the services. Consequently the termination of service of Shri Raja Ram was not justified and in order, and as such he is entitled to reinstatement with full back wages. The award is passed accordingly.

Dated the 13th August, 1984.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endorsement No. 787, dated the 21st August, 1984.

Forwarded (four copies), to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9/5/84-6Lab/5923.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s International Industries (1942) Pvt. Ltd., Plot No. 5, Sector-4, Ballabgarh.

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 234/1983

between

**THE MANAGEMENT OF M/S INTERNATIONAL INDUSTRIES (1942) PVT. LTD.,
PLOT NO. 5, SECTOR-4, BALLABGARH AND ITS WORKMEN**

Present :—

Shri P. N. Dwivedi, for the workmen.

None for the management.

AWARD

In exercise of powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between the management of M/s International Industries (1942) Pvt. Ltd., Plot No. 5, Sector-4, Ballabgarh, and its workmen to this Tribunal for adjudication :—

Whether the closure of the factory with effect from 5th June, 1982 was real and justified ?
If not, to what relief the workmen are entitled ?

Notices were sent to both the parties. It may be mentioned that the report regarding the management was that the factory was lying closed and the workmen were directed to file correct address of the management. On the last date of hearing, Shri P. N. Dwivedi, representative of the workmen stated that the dispute between all the workmen and the management had already been settled and that workmen had received the amount due to them from the management and he had satisfied himself regarding the same from all the workmen and that there remained no dispute between the workmen and the management on account of settlement. In view of the testimony of Shri P. N. Dwivedi, the dispute between the parties stands settled. The award is passed accordingly.

Dated the 14th August, 1984.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endorsement No. 788, dated the 21st August, 1984.

Forwarded (four copies), to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.